

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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TERRELL YOUNG,)
Plaintiff,) 3:07-cv-00517-LRH (VPC)
v.)
E. K. McDANIEL, et al.,) O R D E R
Defendants.)

)

Before this court are two Report and Recommendations of U.S. Magistrate Valerie P. Cooke:

1. Document #36¹ entered on December 16, 2008, recommending granting Defendants' Motion for Partial Summary Judgment (#26) filed on July 29, 2008; and

2. Document #37 entered on December 16, 2008, recommending granting Defendant's Motion to Dismiss Counts 12, 15, 22, and 45 (#24) filed on July 29, 2008. Plaintiff filed his Objections to Magistrate Judges Report and Recommendations (#38) on January 7, 2009, pursuant to 28 U.S.C. § 636(b)(1) and Local Rule 1B 3-2 of the Rules of Practice of the United States District Court for the District of Nevada

The Court has conducted its *de novo* review in this case, has fully considered the objections

¹Refers to court's docket number.

1 of the Plaintiff, the pleadings and memoranda of the parties and other relevant matters of record
2 pursuant to 28 U.S.C. § 636 (b) (1) and Local Rule IB 3-2. The Court determines that the Magistrate
3 Judge's Report and Recommendation (#36) and Report and Recommendation (#37), each entered on
4 December 16, 2008, should be adopted and accepted.

5 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and Recommendation
6 (#36) entered on December 16, 2008, is adopted and accepted, and Defendants' Motion for Partial
7 Summary (#26) is GRANTED.

8 IT IS FURTHER ORDERED that the Magistrate Judge's Report and Recommendation
9 (#37) entered on December 16, 2008, is adopted and accepted, and Defendants' Motion to Dismiss
10 Counts 12, 15, 22, and 45 (#24) be GRANTED and the action be dismissed without prejudice.

11 The Clerk of the Court shall enter judgment accordingly.

12 IT IS SO ORDERED.

13 DATED this 12th day of February, 2009.



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15 LARRY R. HICKS
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17 UNITED STATES DISTRICT JUDGE
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